



(Petition and Fee for Extension of Time (37 CFR 1.136(a) [11-2]-page 1 of 3)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PLAINTANTS:  
FOR

**ROBERT P. BENJEY**  
**METHOD AND SYSTEM FOR CONTROLLING LIQUID FUEL AND**  
**VAPOR FLOW DURING REFUELING OF A MOTOR VEHICLE**  
**FUEL TANK**

SERIAL NO.: 10/060,121  
FILED: January 31, 2002  
GROUP NO.: 3753  
EXAMINER: JOHN A. RIVELL

RECEIVED  
JAN 07 2004  
TECHNOLOGY CENTER R3700

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION AND FEE FOR EXTENSION OF TIME (37 CFR 1.136(a))**

1. This is a petition for an extension of the time for a total period of One (1) months to  
September 12, 2003

(Indicate matter being extended)

**NOTE.** "Extensions of time in Patent Cases (Supplement Amendments) - If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

**NOTE.** See 37 CFR 1.645 for extensions of time in interference proceedings and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 10, 2003.

09/15/2003 SDENR081 00000028 050275 10060121  
01 FC:1251 110.00 DA

Lorelei K. Dingethal

(Petition and Fee for Extension of Time (37 CFR 1.136(a) [11-2] - page 2 of 3)

2. A response in connection with the matter for which this extension is requested:

X is filed herewith.  
 has been filed.

(Complete the following if applicable)

NOTE., The PTO accepts the filing of a continuing application as a response under 37 CFR 1.136 and 1.137. To facilitate processing in such a case the petition for extension of time should specifically refer to the filing of a continuing application and also include an express abandonment of the prior application conditioned upon the granting of the petition and the granting of a filing date to the continuing application. Notice of May 13, 1983, 1031 O. G. 11-12.

the response is the filing of a continuation application having an express abandonment conditioned on the granting of a filing date to the continuing application.

3. Applicant is

a small entity - verified statement:  
 attached.  
 already filed.  
X Other than a small entity.

4. Calculation of extension fee (37 CFR 1.17(a)-(d)):

Total months requested	Fee for other than small entity
<u>X</u> one month	\$ 110.00
two months	\$ 410.00
three months	\$ 930.00
four months	\$ 1,450.00
five months	\$ 1,970.00

Fee \$ 110.00

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

X An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested

Extension fee due with this request \$ 110.00

5. Extended period for response

Based on the extension requested in this petition (and that for which a previous petition has been filed, if any) the extended period for response will expire on September 12, 2003  
 date

(Petition and Fee for Extension of Time (37 CFR 1.136(a) [11-2] - page 3 of 3)

6. Fee Payment

*NOTE. If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986; 1065 O.G. 31-33.*

         Attached is a check in the sum of \$   

**X** **Charge Account 05-0275** for any additional extension and/or fee required or credit for any excess fee paid.

**X** **Charge Account 05-0275** and this is a request to Charge for any additional extension and/or fee required or credit for any excess fee paid. **A triplicate copy of this petition is attached.**



Signature

Roger A. Johnston, Attorney for Applicants  
Registration No.: 25,880

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